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MAR 24 2008

OFFICE OF PETITIONS

In re Application of :
Jormanainen, et al. : DECISION ON PETITION
Application No. 10/090,424 :
Filed: March 1, 2002 :
Dkt. No.: 915-004.008 :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed February 19, 2008.

The Notice of Abandonment, mailed November 16, 2007, states the application is abandoned for failure to timely submit a proper reply to the Office communication mailed May 17, 2007.

Petitioners assert that a response was timely filed May 25, 2007 and have included as proof of submission and proof of USPTO receipt a return postcard. Petitioners have also included a copy of the reply, a request for continued examination that advises that the required submission was previously submitted. The date stamp on the copy of the return postcard is illegible. However, the copy of the RCE bears a certificate of mailing date of May 25, 2007 in accordance with 37 CFR 1.8.

In view thereof, it is found that a reply to the Office communication was timely filed.

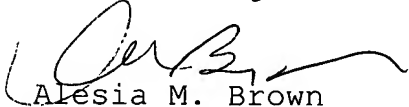
The original response referenced by petitioners has not been located in the application file. Accordingly, the copy of the reply submitted herewith will be used for examination purposes.

In view of the evidence thereof, the petition to withdraw the holding of abandonment is hereby GRANTED.

The Notice of Abandonment is hereby VACATED and the holding of abandonment is WITHDRAWN.

The application file is being forwarded to Technology Center 2600 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

A handwritten signature in black ink, appearing to read 'A. Brown', with a long horizontal flourish extending to the right.

Alesia M. Brown
Petitions Attorney
Office of Petitions